



STATE OF DELAWARE

PUBLIC SERVICE COMMISSION

861 SILVER LAKE BLVD.
CANNON BUILDING, SUITE 100
DOVER, DELAWARE 19904

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(302) 736-7500

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May 24, 2019

Rudi Miklosvary
Albireo Energy, LLC
3 Ethel Road
Suite 300
Edison, NJ 08817

Re: In The Matter of the Albireo Energy, LLC For A Certificate to Provide Electric Supply Services within the State Of Delaware (Submitted March 19, 2019) - PSC Docket No. 19-9005

Dear Mr. Miklosvary,

The Delaware Public Service Commission ("Commission") is in receipt of the application (the "Application") submitted by Rushmore Energy, LLC ("Company") for certification to provide electric supply services in Delaware. The Application is incomplete as filed and additional information is necessary to complete the minimum filing requirements ("MFRs"), as indicated below:

Section 2.2.2 State of Formation Certificates

- Please provide a business license from the state of formation.

Section 2.2.3 Authorization

- Please provide the permanent copy of the Delaware Business license.

Section 2.2.16 Financial Ability

- Please provide financial statements that are current to within 12 months of the filing.
 - The Company has provided audited financial statements from 2017 and 2016. The audit was performed in 2018. The statements are from 2017 and 2016. These are not sufficient.

Section 2.2.19 Retail Experience

- Please provide professional résumés for Scott Stiner, Bill Riordan, Rudi Miklosvary, and Matt Wheatley.
- Please provide Commission Orders for licenses the Company holds.

Section 2.1.6 Verification of Application

- Please provide a signed, sworn statement of verification for each subsequent filing in this docket.

The Company may request that the Commission provide confidential treatment to some or all of the information contained in a document. When requesting confidential treatment for documents filed with the Commission, please simultaneously file a redacted, public version of the same document and an attestation that the information is not subject to inspection or disclosure to the public.

Staff respectfully requests a response to this notice of deficiency on or before June 24, 2019. Please note that 26 *Del. Admin. C.* § 3001 (the "Supplier Rules") section 2.4 provides that incomplete applications will be closed four (4) months after the filing date. If the application is not completed within the four (4) month time frame the

applicant forfeits their application filing fee and must resubmit the application with an additional filing fee. The responses and verifications can be uploaded as a subsequent filing in DelaFile under Docket No 19-9005.

Should you have any questions or if I can be of any assistance you may contact me at (302) 736-7539 or send questions by email to Clishona.Marshall@state.de.us.

Sincerely,

Shona Marshall

Shona Marshall
Public Utility Analyst

CC: Ms. Donna Nickerson, Commission Secretary
Ms. Malika Davis, Public Utility Analyst